

AMENDED

APPLICATION FOR PERMIT

Serial No.

15876

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office DEC 2 1954
Returned to applicant for correction DEC 31 1954
Corrected application filed JAN 10 1955

The undersigned Thomas Edward Upton
Name of applicant
of Rt. 4, Box 304, Madera, County of Madera,
State of California, hereby make application for
permission to appropriate the public waters of the State of Nevada, as
hereinafter stated. (If applicant is a corporation, give date and place
of incorporation.)

1. The source of the proposed appropriation is Underground
Name of stream, lake, or other source
2. The amount of water applied for is 3.0 second-feet.
One second-foot equals 40 miners' inches
3. The water to be used for irrigation and domestic
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23, T. 21 S., R. 53 E., M.D.B.&M., or at a point from which
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.
the N.E. corner of said Sec. 23 bears N. 45° 00' E., 141.40 feet.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 120
- (b) Description of land to be irrigated N $\frac{1}{2}$ - NE $\frac{1}{4}$ and SE $\frac{1}{4}$ - NE $\frac{1}{4}$, Section 23, T. 21 S., R. 53 E., M.D.B.&M.
Describe by legal subdivision, or if on unsurveyed land it should
be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION

- (d) Power to be developed is _____ horsepower.
- (e) Place of use _____
Give location of place of use by legal subdivision
- (f) Point of return of water to stream _____
Describe in same manner as point of diversion
- (g) State number and kinds of animals to be watered _____
- (h) Use will begin about _____ and end about _____, of each year.
Month Month
- (i) Remarks _____

DESCRIPTION OF PROPOSED WORKS

Well, pump and ditches

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$8,000
6. Estimated time required to construct works 4 years
7. Remarks

For use of applicant

Thomas Edward Upton, Applicant.

By /s/ Charles G. Ward

Compared AP - 216

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source and is limited to what the well will produce but not to exceed 3.0 c.f.s. If well is flowing, a valve must be installed and maintained to prevent waste. It is understood that this right must allow for a reasonable lowering of the static water level at permittees well due to other ground water development in the area. This source is located within an area designated by the State Engineer pursuant to Section 4 of the 1939 Ground-Water Act (Chap. 178, Stats. 1939 as amended); therefore the State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount

which can be applied to beneficial use, and not to exceed 3.0

cubic feet per second, and not to exceed a yearly duty of 35 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before November 25, 1955

Proof of commencement of work shall be filed before December 25, 1955

Work must be prosecuted with reasonable diligence and be completed on or before November 25, 1956

Proof of completion of work shall be filed before December 25, 1956

Application of water to beneficial use shall be made on or before

November 25, 1957. Proof of the application of water to beneficial

use must be filed with State Engineer on or before December 25, 1957

Map Filed DEC 2 1954

Cancelled FEB 26 1957 because of failure of applicant to comply with provisions of permit

WITNESS MY HAND AND SEAL this 25th day

of May, 1955

State Engineer

State Engineer.